

App. F. IX-4

Previous References

Law 64-33-1-3

✓
1933.
(Law)

File No. 64-33

Serial Nos. 4-17

Letter References.

Law 64-33-18-19

Preserve

(86)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. *Fourteen*

Part B for *Dec 35*

SUBJECT.

C S. 75/33-34 on the file of the Sub. Judge
Bane (Govt. Vp. N S Sharma & others)

17)

10

Am Compr

WD 03607-GPB-22,500-2-8-35

No. P374-6 *12-35*
Instructions to take preliminary action to
recon the costs due to Govt.
under the decree.

Dr. Abdul Aziz
12-12-35

2744 P.B. ~~Law 44-33~~
S

1) Filing of a suit against
Bank of Mysore to recover
the ~~amount~~ ^{amount misappropriated} ~~of the~~
by N.S. Sharma of Mysore
office.

2) Has no reply been rec'd
from the S.A. He has to be
reminded about this

me
3/1/34

3) Sub? with a diff enquiry
SD
3/1/34

4) Issue
me
3/1/34

Issued no. P. 312 d 5.1.34

See A
6/1/34

2

3668

Law File No.

64 of 1933.

General and Revenue
SecretariatSerial
No.

From

The Govt. Ad.

D.O. no. d 6.1.34 requesting to send the
necessary records for drafting the plaint.

a) Sub? with a dft forwarding the Law file 64-33
for ref^{ce} and return
TSB
6/1

b) Issue today
MAY
6/1/34

To,

The Govt. Ad.

no. P. 3150 d 6.1.34 forwarding for
ref^{ce} and return the Law file 64-33.
Copy to the Comptroller.

Sur A to correct
dft plaint
8/1/34

5668

4015
P 833

In reply please refer to
No. 4557/20.24

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 22nd January 1934.

FROM

A. R. NAGESVARA IYER, Esq., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

TO

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

SIR,

GEN. L. SECRETARY
22 JAN. 1934
fcd

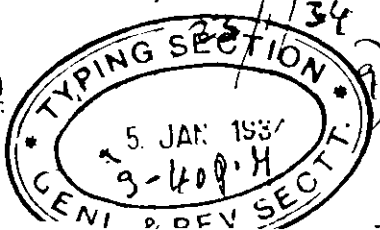
Re: The Civil Suit to be filed against the Bank of
Mysore, Ltd., for the recovery of the amount
misappropriated by N. S. Sarma.

With reference to your letter No. P.3190 dated the 6th
January 1934, I have the honor to state that the Secretariat File
sent to me therewith does not contain the details which are neces-
sary for preparing the Plaint, and to request that the records of
the Criminal Case which were sent to me previously may kindly be
sent early.

I have the honor to be.
Sir,
Your most obedient servant,

A. R. Nageswara Iyer
Government Advocate.

The records of the Cr. Case were
obtained from the High Ct for examⁿ
of the question re: the possibility
of filing the Suit agt the Bank.
These records are now returned - It
may not be desirable to get them
back now for the purpose of filing
the plaint. If any inform is necessary,
the GA may get necessary copies &
take instructions from the Comptroller.
Please act accordingly.



For perusal before issue

Gen Secy

Smt. A. R. Nageswara Iyer Issued no. P. 3555 d. 26.1.34

2571/34

GENERAL SECY
25 JAN. 1934
No. 680

Govt Suit against Bank of Mysore Ltd. 4384

General and Revenue
Secretariat

Law File No.

64

of 1933.

[App. F. III-2]

Serial
No.

From,

The Govt. Advocate

no. 500 dated 9th Feb^y 1934 forwarding for approval the draft plaint in the Civil Suit against M.S. Sharma, and the Bank of Mysore Ltd.

11) M.S. Sharma and his wife are included as defendants 1 & 2.

The plaint is submitted for approval orders.

TSO
10/2

12) Please call for the return of the draft file sent

TSO
10/2

13) Dft put up
TSO
13/2

14) Issue
TSO
13/2

Issued no. P. 3099 d 14.2.34.

From,

The Govt. Ad.

no. 516 d 16.2.34 forwarding the Law file 6433.

15) G.O. dated 28.11.33 accords sanction to file a Civil suit against M.S. Sharma, and the Bank of Mysore Ltd for recovery of a sum of Rs 5750 with interest due on account of the crossed Cheque drawn by the State Engineer on the Imperial Bank of India. Blore, the proceeds of which was wrongfully collected by the Bank of Mysore Ltd for

Sum A
15/1/34

'Q'

450-1/✓ 6

Serial
No.

n) Two typed copies of the revised plaint
are put up

La

24/2/34

n) Please put up a dt ^{forward} ~~return~~
the dt plaint duly revised
fappd.

mp
24/2

n) Dpt. put up accordingly

La

26/2/34

26/2/34

n) Issue today
mp
26/2

To,

The Govt. AD.

No. P. 4056 d. 26.2.34 returning the plaint
duly revised and appd.

20
4-35 P.M.
20/2/34

Sis A K
was put
up for
20/2/34.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

16) It is learnt that the Bank of Mysore as well as Mr. N. S. Sharma have applied to the City Magistrate's Court for return of the documents produced by them in the Criminal case aft- Sharma -

17) Since we have now filed a Civil Suit aft- the Bank as well as Mr. Sharma, it may lead to difficulties if the documents - which form an important item of evidence in the suit are returned to the parties -

18) The P.P. may therefore be instructed to put in an applⁿ to the City Mgt not to return the documents, ~~as they are wanted~~ but to have them impounded under sec 104 CrP.

19) Draft, Inke

18/4/34

45057178 ✓ Civil Suit against Bank of Bengal
5676.

General and Revenue
Secretariat

Law File No.

64

of 1933

[App. F. III-2



Serial
No.

30) Let? with a d/o according
18/4
21) Issue today, by midam
18/4/34

To,

The Pbr. B'lore

D.O. no. 4840 d. 12.4.34 suggesting
to file an app? under 104 Cr.S.C for
impounding the documents produced in
~~Elachar~~ Cr. case against M.S. Sharma.
Ct/3 to the Gen. Ad.

Sus A
19/4

TSU

21) Where is the copy
of the Pbr received
recently?
18/4

From.

The Pbr. B'lore

D.O. 861/334 d. 20.4.34 informing me
he has asked me Ct not to return the
documents for a few days and me
he would discuss the filing of the app?
in person.

22) Let? for personal use ref? to
para 20 in supra.

18/4

18/4/34

23) Discussed in person -
The Pbr said that he would
now apply for copies of all
documents 18/4

Sus A

70
The Fnd Br

NOTE—Contn. Sheet.

27/4/34

WD 01536—GPB—7.500—54-34

35) File received from
Jnt. Sec. Today at
1.45. P.M.
TSU 26/4/34

O.S. 75/3334 - Dr. et. al. (for the Bank of Egypt & N.S. Shama) 66-7 172 26.7

Law File No.

64

of 1933.

General and Revenue
Secretariat

From.

The Govt. Advocate

no. 23 d 7.7.34 forwarding copies
of statements filed by the deft.
in the above case

no. 26 d 12.7.34 forwarding for
information a copy of the reply to
be filed on behalf of Govt in the
above case.

26) Written statements and the reply are
submitted for perusal.

150
26/7. 27) Reply is invited to para 11
of the W.S. filed on behalf
of the Bank.

Gen Secy) 24/6.
28) The plea is that Mr. H. G. Dutt is responsible.
Second member.

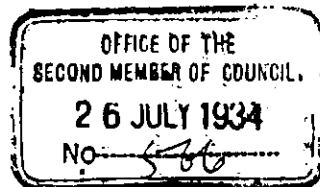
COM.
26.7.34

26.7

31/7

COM.
31.7.34.

31.7



Sec. C

18/7/34

Serial
No.7076
P

10

Date of hearing
15-6-35

from
The Govt. Adv
letter No. 977 dated 10.6.35
forwards copy of letter from
Mr B. Vasudeva Murthy, Adv.
suggesting a settlement of the
suit-out-of-court and since
orders as the case is posted 15.6.35
instant.

2) Submitted for orders with
previous papers

12/6/35

3) I have spoken with Mr. A.
B. Narayan

done
12/6/35

4) I discussed the matter with Mr.
Nageswara Iyer - He infers from the talk
he had with the Bank's advocate Mr.
Vasudevamurthy that the Bank was
paying Rs 25000 in full settlement of the
suit-claim - Mr. Nageswara Iyer at present
wants orders of Govt if he can move in
the matter and ask Mr. Vasudevamurthy
for proposals -

5) This is a unique and interesting
case. wherein important questions

11

7076

File No

of 193

General and Revenue
Secretariat

Concerning the duties of Bankers in connection with crossed cheques are for decision. Moreover so far as Govt are concerned, the amount lost on this cheque can be recovered either from the Bank or from the officer concerned i.e. Mr. G. Dutt. If the case is fought to a finish & Govt succeeds in recovering the full amount from the Bank, Mr. Dutt would to that extent be benefited. If however the case is now compromised, the balance of the amount would have to be recovered from Mr. Dutt. In case Govt fail to get any decree against the Bank, then of course the full liability will fall on Mr. Dutt and the other officers if any concerned in the matter. I think that on principle, this is a fit case in which we may take a decision in accordance with law rather than enter into any compromise with the Bank.

Gen Secy)-

100/14/6

The Govt advocate will either take an adjournment tomorrow or examine some witnesses then let the case adjourned. No considerable instructions are necessary. 14/6

A) H. I agree in the view

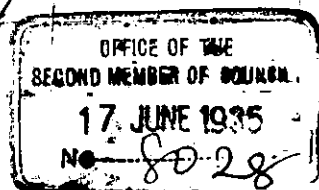
11/1/35

1.7.15-16/35

I so like to discuss with the Govt advocate

100/23/6

16/6



In reply please refer to

No. 1017

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 21st June 1935.

7287 / 4/24
P

RECEIVED
21 JUNE 1935
TO

The Government Advocate
in Mysore, BANGALORE.

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

Sir,

I have the honor to state that Original Suit
No. 75 of 1933-34 on the file of the Subordinate Judge,
Bangalore (Government of Mysore VS. N.S. Sarma and
others) stands adjourned to the 6th July 1935 for
hearing.

I have the honor to be,
Sir,
Your most obedient servant,

M. Maganahalli
Government Advocate.

CSN. Sub^d for perusal.

49) This may be sent to H. H. Maharaja's office

me
3/7

sent

me
1/7/35

1/7/35

7076 ✓

12

General and Revenue
Secretariat.

Land File No.

of 1934

[App. F. III-2



the non-attendance

Unaccounted for

2/7
2/7

47) *Sub? with a dgr D.O.*

1SD
25/6

48) *Issue*
100/25/6

Issued no. 6 7221 d 29.6.35

13

7076

File No.

64

of 1933.

General and Revenue
Secretariat

... 50) I had a conf^l talk with the Genl Advocate at which the defence Counsel for the Bank was present. The Bank are prepared to compromise by paying a sum of Rs 2500/- ~~I understand~~. This compromise will be only with the Mysore Bank & the other two def^s will be proceeded with I understand. That at a decree is ~~off~~ from them, a sum of Rs 1000 is likely to be realised.

51) I think this is a fit case for compromise, also some act of negligence by some Genl off^s are partly responsible for the loss, ^{apart from the Bank's negligence} the suit was for Rs 57.50 plus interest & the offer is a little less than 50%. In view of all the circumstances of the case, we may compromise with the Mysore Bank & proceed with the case agst the other two defendants. The question of recovery of the balance may be taken up after the case is disposed of.

1/10

577

52) A draft ^{do} letter to Mr. Nageswara is put up for approval.

53) Suba for perusal ^{Gensy} 577
for issue

for 5.7.35

TYPING SECT
5. JUL. 1933
GENL

54) Issue above
(4.30 PM) 577

131
577

m⁹
577
5/7

Genl Secy agt the Bank of Mysore
and As Shams.

397/14

General and Revenue
Secretariat.

Law File No.

64 of 1933.

[App. F. III-2]

GENERAL SECRETARY
17 JULY 1935
458

Sure
8/1/35

Date of HQ
20.7.35

OFFICE OF THE
SECOND MEMBER OF COUNCIL.
18 JULY 1935
No. 1776

TYPING SECTION
18 JUL 1935
445
GENL & REV. SECT.

NOTE—Contn. Sheet.

To,

The Genl Ad.

D.O. no. 8112 d 5.7.35 informing that the
Genl are willing to compromise the case
for as the Bank of Mys is concerned and
the case against the one def^t has to be proceeded
with.

From,

The S. Ad.

D.O. no. 45 d 16.7.35 forwarding a
Copy of the letter from Mr. B. Vasudevan
mushy. Adv intimating that the
Bank of Mys is agreeable to pay Rs. 2500
to for in full settlement of their claim
against the bank in the above case

Ref^e para 50-52 supra

54) Submitted with a d/o S.O. accepting the same
TSD
hpi

55) maybe approved

Genl Secy)

me
17.7.35

II Member)

ITM

17.7.35

me
18/7

Jpr

18/7

Hm
18/7

56) Done today
me
18/7

15

397

Law File No.

64

of 1933

General and Revenue
Secretariat

Dear Sir,

Re S. Ad.

Comptroller

S.O. no. 8. 407-08 Law 64-33-11 d 18.7.35
accepting the offer made by the Bank
of Mys to pay Rs 2500/- in full settle-
ment.

GENERAL SECRETARY
19 JULY 1935
513

From,

Re Gen. Ad.

Do. no. 24 d 18.7.35 forwarding
a cheque for Rs 2500/- sent by
Mr. Vasdeva Murthy, Advocate for the
Bank of Mys. Ltd and soliciting
instructions to withdraw the cash
against the Bank on the next date of 18.

59) Sub? with a dft forwarding the Cheque
to the Comptroller.

TSD
19/7

6) Issue ^{today} & submit
me
19/7

Issued no. 8. 432 d 19.7.35.

59) Submitted for perusal after issue.

TSD
19/7

(G. S. S. S.)

me

19.7.35

19/7

60) For perusal & return

G. V. Rao
we

me

19/7

me

O.S. 75/33-34 - sub. cl. 1502
(for vs) v.s. 8. 512
2) Name of 1502
1502

2054. 16

General and Revenue
Secretariat.

Law File No. 606 of 1933.

[App. F. III-2]

From,

The Comptroller

no. 168/34 d 19.7.35 acknowledging
the receipt of the Cheque for Rs 2500/-

The S. Ad.

no. 168 d 19.7.35 informing that in
the proceedings to the case the case
against the Bank would be withdrawn
and that it would be proceeded against
the other defendants.

61) Submitted for perusal.
150 29/7.
The report will be written

Sinc
29/7

150
29/7

From,

The Gov. Ad.

no. 313 d 26.9.35 intimating
that judgment was delivered in
the above case awarding a decree against
defendants 1 and 2 for the sum
claim, Rs 2500/- paid by the
Bank of Mys., and that the suit
against the Bank was dismissed.

62) Submitted for perusal.
150 17/10.

5922/-

2079735
P835

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 26th September 1935.

Law 64-33-15

In reply please refer to
No. 318

From

The Government Advocate
in Mysore, Bangalore.

To

The General Secretary to the Govt.
of H. H. the Maharaja of Mysore,
Bangalore.

Sir

Re: Original Suit No. 75 of 1933-34
on the file of the Subordinate
Judge, Bangalore. (Govt. of Mysore,
vs. N. S. Sharma and others).

26 SEP 19

In continuation of my letter No. 287, dated
the 19th instant, I have the honor to state that
Judgment was delivered in the case on the 23rd --
instant, awarding a Decree against Defendants 1 and
2 for the suit claim, less Rs.2,500/- paid by the -
Bank of Mysore. The suit against the Bank of -
Mysore was dismissed.

I have the honor to be,
Sir,
Your most obedient servant,

M. A. Govt. Advocate
Government Advocate.

17

Serial
No.



To.

63) Int. Br. to kindly put up the ^{dis} file
(re) sent recently.

150
1/10 64) The ^{required} ~~connected~~ file is linked
it may kindly be sent ~~with~~ ^{when done with}, as it is ^{required}
for reference of the H. C. Secretary

W
17/10

18

1114/2054

Law File No.

62

of 1933.

General and Revenue
Secretariat

65) Submitted for perusal

Gen Secy)
First Member)

18/10

29/10

31/10

31/10

31/10

66) Dfr
750
1/11
Calling for a copy of the judgment in person.

67) Issue
10/11

Issued no. 11. 2046 d 8.11.35

From

The Gen. Secy

no. 11. 2046 d 8.11.35 forwarding a copy
of the judgment in person to the
file of the Subordinate. (See
(for the 11. 2046 d 8.11.35)

Sub? for perusal

The order has been decided against def^y 182

GENERAL SECRETARIAT
18 OCT. 1935
381

OFFICE OF THE
FIRST MEMBER OF JUDICIAL
29 OCT. 1935
No. 2674

NG SECTION
2 NOV. 1935

Secy A
8/11

4114

Civil Suit against N.S. Sharma
11/16/35

General and Revenue
Secretariat

File No. 64 of 1933.

[App. F. III-2]

Serial
No.

For R. 3997-15-0. The Comptroller ~~will~~ be
requested to take necessary further action to receive
the same in Consultation with the Hon. Secy

TSD
26/11

Gen Secy) Recd 26/11
29/11

First Member)

1/12
1/12
Recd 2/12

Recd 2/12

Sub: in a d/c to the Comptroller.

TSD
2/12

For perusal before issue

Fin Secy)

Recd 3/12

4/12/35

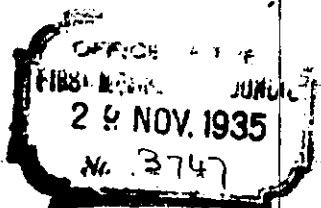
Recd 4/12

Recd 6/12

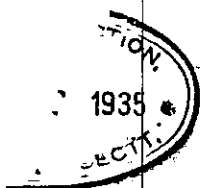
5/12/35

Issue
Recd 6/12

1512



Plenda's fee allowed
under R. 171-0-0.



20

File No.

of 193

General and Revenue
Secretariat

To,

The Comptroller
no. P. 3746 of G.O. No. 151 instructing to
take necessary action to recover the costs
Cof. to the Govt. of India.

B

10/12/28

SUBJECT

Section

File No.

Serial No.

Diary No. of letter replied to

No.

To

General and Revenue Secretariat

()

the

193

Date of issue

5/1/34

Signed by

Mr. M. J. Rao

List of enclosures

Copied by

8/5/11

Examined by

The Govt. Advocate

Sir,

I am directed to
 in view reference to the G.O. no. P.
 2501-02 Law 60-33-3 dated 28th Nov 1933
 according sanction to file a Civil
 Suit against the Bank of Mysore, to
 to recover the amount misappropriated
 by the Manager of the Comptroller's office
 and to enquire ^{when the draft} ~~what action~~
 Plaintiff ~~has been taken~~ in the matter
 may be expected.

I have etc

D.O.

3/1/34

for file

Mr. A. R. NAGESVARA IYER, B.A., B.L.,
Government Advocate.

GOVERNMENT ADVOCATE'S CHAMBERS,

PUBLIC OFFICES,

D. O. No. 427

Bangalore, 6-1-1934. ...193

Dear Sir,

Re: filing of a Civil Suit against the Bank of Mysore, Ltd., to recover the amount misappropriated by one N. S. Sarma of the Comptroller's Office, may I request you to kindly send me the necessary records for drafting the Plaint, as there are no papers in this office relating to the case.

Yours sincerely,

H. V. Ramaswami Esq.

HS
17/1
6.1.34

Today: 2/1/34
one 6/1/34

H. V. Ramaswami, Esq., M.A., B.L.,
General Secretary to Government,
Bangalore.

3

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P. 3190

Bangalore, Dated, 6th January 1934

From

The General Secretary to the Government of His Highness
the Maharaja of Mysore.

To

The Government Advocate,
Bangalore.

Sir,

With reference to your D.O. No 427 dated 6th January 1934 re-
the Civil Suit against the Bank of Mysore Ltd., to recover the amount
misappropriated by M. S. Sarma of the Comptroller's Office, I am
directed to forward herewith for reference and return the Secretariat
File - Law 64-33 - Sl.1-3.

Further information, if any, may kindly be obtained from
the Comptroller to Government.

I have the honour to be,

Sir,

Your most obedient servant,

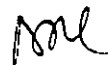
Sd. H. V. Ramasvami

General Secretary to Government.

MEMO No. P. 3171

Copy of the above is forwarded, with compliments, to the Comptrol
ler to Government of Mysore.

By Order,


General Secretary to Government.

psk.

SUBJECT

.....

.....

Section
File No.
Serial No.

Diary No. of letter replied to

No. P-3190/En file

To

The Govt. Ad.

General and Revenue Secretariat

()

the 193

Sir,

With reference to you

Date of issue

6/1/34

D.O. no. 47 d 6.1.34 re: the

Signed by

[Signature]

Civil Suit against the Bank of

Hyderabad to recover the amount

misappropriated by M. Sharma &

the Comptroller's office I am

directed to forward herewith of

reference and return the Secretary

file Law 60-33 Sl 1-3.

List of enclosures

Further information if any

Copied by

[Signature]

may kindly be obtained from the

Comptroller to Govt.

Examined by

[Signature] I have en

5

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. P.35-95

Bangalore, Dated, 26 - 1 - 1934.

From

H.V. Ramasvami, Esquire, M.A., B.L.,
*General Secretary to the Government of His Highness
the Maharaja of Mysore.*

To

A.R. Nageswara Iyer, Esquire, B.A., B.L.,
Government Advocate, Bangalore.

Sir,

With reference to your letter No. 485/33-34 dated the 22nd January 1934; re- the proposed Civil Suit against the Bank of Mysore, Limited, for the recovery of the amount misappropriated by N.S. Sharma, I am directed to state that the records of the Criminal Case, which were obtained from the High Court for examination of the question of the possibility of filing the suit against the Bank, have been returned. Since they must have been sent back by now to the City Magistrate's Court, it is not desirable to get them again for the purpose of drafting the plaint. I am therefore to suggest that if any information is required, necessary copies may be obtained and suitable instructions taken from the Comptroller. The matter may kindly be treated as urgent and the draft plaint submitted as early as possible.

I have the honor to be,
S i r ,
Your most obedient servant,

one

P.H.

General Secretary to Government.

SUBJECT

.....

.....

Section *Law*

File No. *60-33*

Serial No.

Diary No. of letter replied to

No. *P-35957*

To *The Govt. Advocate*

Sir

General and Revenue Secretariat

()
the 193

Date of issue *26/1/34*

Signed by *Mr. N. J. Rao*

List of enclosures

Copied by

Examined by

With reference to your
letter no. 455/3330 d 22.1.34 re: re:
proposed Civil Suit against the Bank
of Mysore Ltd for the recovery of the
Amount misappropriated by N.S. Sharma
I am directed to send you the
records of the Criminal Case which
were obtained from the High Court
for examination of the questions of
the possibility of filing the suit against
the Bank, have been returned.
Since they must have been sent back by now to the city
Magistrate's Ct, it is not
desirable to get
them again for the purpose of drafting
the plaint. I am therefore to

suggest that if any information
is required, necessary copies may
be obtained, and suitable instructions

taken from the Comptroller's office matter may now be treated as
urgent and the draft plain
I have etc submitted as early as
possible

TSO
24/1

for Genl Secy

6724

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

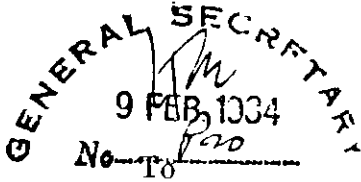
Bangalore, 9th February, 1934

Law 64-33-4

4384 of 33
P

FROM

A. R. NAGESVARA IYER, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.



The General Secretary to the Govt.,
of H. H. the Maharaja of Mysore,
Bangalore.

74
Ref
one
102

SIR,

Adverting to Government Order No. P. 2501-02/Law.64-33-3, dated the 28th November 1933, sanctioning the filing of a Civil Suit against N. S. Sharma and the Bank of Mysore, Ltd., Bangalore, I have the honor to forward herewith the draft plaint for the approval of Government.

2. The suit claim is limited to Rs.5,750/- being the amount of the Cheque with which the Mysore Bank is concerned. - Mrs. Sharma is also added on as a party as she was also connected with the fraud.

I have the honor to be,
Sir,
Your most obedient servant,

M. Nageswara Iyer
Government Advocate.

H.

9

DRAFT

IN THE COURT OF THE SUBORDINATE JUDGE, BANGALORE.

Original Suit No. of 1933-34.

Government of His
Highness the Maharaja
of Mysore.

PLAINTIFF.

-VS-

1. H. S. Sharma,
Now Prisoner in the
Central Jail, Bangalore.

2. Mrs. N.S. Padamma,

3. The Bank of Mysore, Ltd.
Bangalore, ~~Managers~~
~~Manager.~~

DEFENDANTS.

The Plaintiff begs to submit as follows
under Order VII, Rule 1, of the Civil Procedure
Code :-

1. The address of the Plaintiff for service
of Notices &c., is that of their Counsel Mr. A.R.
Nageswara Iyer, Government Advocate, Bangalore City.

2. The first Defendant is the husband of the
second Defendant. The 1st Defendant was an -
Accounts Clerk working in the State Loan Section
in the Office of the Comptroller to the Government
of Mysore. While he was employed in that Depart-
ment, he managed to get a cheque issued in favour

of

(2)

favour of a bogus person for Rs.5,750/- by making false entries in the records of his office and on the strength of that spurious cheque which was a Pay Order to the State Huzur Treasury Officer, obtained a Cheque ^{for Rs 5750/-} from that Officer on the Imperial Bank of India, Bangalore, ~~which this cheque was duly crossed and was in favour of a bogus person~~ in favour of ~~by name~~ S. Srinivasan. The 1st Defendant with the collusion of his wife the 2nd Defdt. forged an endorsement on the said Cheque - making the amount payable to the 2nd Defdt. who seems to have presented it for collection to the 3rd Defendant Bank. This was in the month of March 1932.

3. The 3rd Defendant to whom the above Cheque for such a large amount was presented by the 2nd Defendant accepted it without - taking proper precautions as Bankers and acted negligently and without due care and caution in collecting the amounts and in making payments and that without making due enquiries. The Plaintiff learns that the 2nd Defendant received only Rs.1,250/- from the 3rd Defdt. and the balance of Rs.4,500/- was retained with the Bank as a Fixed Deposit for one year. This was, however, renewed when the deposit became payable so that the 3rd Defendant had the deposit with it when these frauds were

Who the Plaintiff learns was to him a stranger to the 3rd defdt

4)

The 3rd defendant is consequently liable to the Plaintiff, who in law is the true owner of the cheque.

11
were discovered. The 2nd Defendant seems to have borrowed large sums at very short intervals after the sum of Rs.4,500/- was left with the Bank as a Deposit for one year.

5. After the fraud was discovered - enquiries were made and the 1st Defendant was prosecuted in the Court of the City Magistrate, Bangalore in Criminal Case No.950 of 1932-33 and he was convicted on 29-8-1933.

6. After the circumstances connected with the fraud were discovered by the Plaintiff, intimation was given of the same to the 3rd Defendant who immediately and with undue haste appropriated before the due date the amount of Rs.4,500/- which it had as a Fixed Deposit - towards what was payable to the Bank by the 2nd Defendant and intimated to the Comptroller that there was only a small sum of about Rs.120/- available for the use of Government. The Bank of Mysore thus appropriated the amount after knowing that the sum had been secured by cheating and forgery which are offences punishable under the Penal Code. The Bank was not competent to do it after knowing that the said amount had been obtained by committing the offences above referred to.

7. A Notice was also served on the 3rd Defendant on behalf of the Plaintiff calling upon it

12

(4)

upon it to pay to Plaintiff the sum of -
Rs.5,750/- above referred to, to which a
reply was given denying its liability. The
reasons put forward in the reply are not -
tenable and are not also true. Hence the
liability of the 3rd Defendant to the Plaintiff.
The 1st and 2nd Defendants who were parties
to the above fraud are also liable to make
good the amount.

7. The cause of action accrued within
the jurisdiction of this Hon'ble Court about
the end of March 1933 when the fraud was -
discovered.

8. The Plaintiff is entitled to get
Rs.5,922-8-0 as follows :-

Principal. ... Rs.5,750-0-0.

Interest thereon at
12 per cent from 7-11-
1933 the date of Notice
to 3rd Defendant. ... Rs. 172-8-0.

Total:- Rs.5,922-8-0.

9. The value of the suit for purposes
of jurisdiction and Court Fee is Rs.5,922/8/-.

10. The Plaint is signed and verified
by the Comptroller to the Government of -
Mysore whom Government have appointed to do
the same.

161

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 14th February 1934

No. P. 3899

From *The General Secretary to the Government of His Highness the Maharaja of Mysore.*

To
The Government Advocate,
Bangalore.

Sir,

With reference to your letter No. 500 dated 9th February 1934 forwarding for approval the draft plaint in the Civil Suit against N.S.Sharma and the Bank of Mysore Ltd., I am directed to request that Law File - 64-33 Sls.1-3 sent with this office letter No.P.3190 dated 6th January 1934 may kindly be returned for reference.

I have the honor to be,
Sir,
Your most obedient servant,

me

For General Secretary to Govt.

c.n.

150

SUBJECT

Section

File No.

Serial No.

Diary No. of letter replied to

No. *P 3899*

To *the Gov. Advocate*

General and Revenue Secretariat

()
the 193

Date of issue *16/2/34*

Signed by *Mr N R J Rao*

Sir,

with reference to your
letter no. 500 d 9th Feb' 1934 forwarded
for approval the draft plaint in
the Civil Suit against N. S. Shami
and the Bank of Mysore Ltd
I am directed to request that
Law file 64-55 Sl. 1-3 sent with
this office letter no. P. 3190 dated 6.6.34
may kindly be returned for reference

List of enclosures

Copied by *1/12/34*

Examined by

*1SD
15/2/34*

*me 2 have en
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for final see*

In reply please refer to
No. 576

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE.

IMMEDIATE.

A. R. NAGESVARA IYER, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

No-

SIR,

I have the honor to be,
Sir,
Your most obedient servant,

M. Magowan for
Government Advocate.

CSN.

17

IN THE COURT OF THE SUBORDINATE JUDGE, BANGALORE.

Original Suit No. of 1933-34.

Government of His
Highness the Maharaja
of Mysore.

PLAINTIFF.

-VS-

1. N.S. Sharma,
now Prisoner in the
Central Jail, Bangalore.

2. Mrs. N.S. Padmamma,

3. The Bank of Mysore, Ltd.,
Bangalore.

DEFENDANTS.

The Plaintiff begs to submit as follows
under Order VII, Rule I, of the Civil Procedure
Code :-

1. The address of the Plaintiff for service
of Notices &c., is that of their Counsel Mr. A. R.
Nagesvara Iyer, Government Advocate, Bangalore City.

2. The first Defendant is the husband of the
second Defendant. The 1st Defendant was an Accounts
Clerk working in the State Loan Section in the
Office of the Comptroller to the Government of Mysore.
While he was employed in that Department, he managed
to get a cheque issued in favour of a bogus person
for Rs.5,750/- by making false entries in the re-
cords of his office and on the strength of that spu-
rious cheque which was a Pay Order to the State Huzur
Treasury Officer, obtained a Cheque for Rs.5,750/- from

(2)

from that Officer on the Imperial Bank of India, Bangalore. This cheque was duly crossed and was in favour of S. Srinivasan. The 1st Defendant with the collusion of his wife the 2nd Defdt. forged an endorsement on the said Cheque making the amount payable to the 2nd Defdt. who seems to have presented it for collection to the 3rd Defendant Bank. This was in the month of March 1932.

3. The 3rd Defendant to whom the above Cheque for such a large amount was presented by the 2nd Defendant who the plaintiff learns was till then a stranger to the 3rd Defendant accepted it without taking proper precautions as Bankers and acted negligently and without due care and caution in collecting the amounts and in making payments and that without making due enquiries. The 3rd Defendant is consequently liable to the Plaintiff, who in law is the true owner of the Cheque.

4. The Plaintiff learns that the 2nd Defendant received only Rs.1,250/- from the 3rd Defdt. and the balance of Rs.4,500/- was retained with the Bank as a Fixed Deposit for one year. This was, however, renewed when the deposit became payable so that the 3rd Defendant had the deposit with it when these frauds were discovered. The 2nd Defendant seems to have borrowed large sums at very short intervals after the sum of Rs.4,500/- was left with the Bank as a Deposit for one year.

19

5. After the fraud was discovered -
enquiries were made and the 1st Defendant was
prosecuted in the Court of the City Magis-
trate, Bangalore in Criminal Case No.950 of
1932-33 and he was convicted on 29-5-1933.

6. After the circumstances connected with
the fraud were discovered by the Plaintiff,
intimation was given of the same to the 3rd
Defendant who immediately and with undue
haste appropriated before the due date the
amount of Rs.4,500/- which it had as a Fixed De-
posit towards what was payable to the Bank by
the 2nd Defendant and intimated to the Comp-
troller that there was only a small sum of
about Rs.120/- available for the use of -
Government. The Bank of Mysore thus appro-
priated the amount after knowing that the sum
had been secured by cheating and forgery which
are offences punishable under the Penal Code.
The Bank was not competent to do it after
knowing that the said amount had been obtained
by committing the offences above referred to.

7. A Notice was also served on the 3rd
Defendant on behalf of the Plaintiff calling
upon it to pay to Plaintiff the sum of Rs.5,750/-
above referred to, to which a reply was given
denying its liability. The reasons put forward
in the reply are not tenable and are not also
true. Hence the liability of the 3rd Defendant
to the Plaintiff. The 1st and 2nd Defendants who
were parties to the above fraud are also liable
to make good the amount.

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(4)

8. The cause of action accrued within the jurisdiction of this Hon'ble Court about the end of March 1933 when the fraud was discovered.

9. The Plaintiff is entitled to get Rs.5,922-8-0 as follows :-

Principal.	...	Rs.5,750-0-0
Interest thereon at 12 per cent from 7-11-1933 the date of Notice to 3rd Defendant.	...	Rs. 172-8-0
Total		Rs.5,922-8-0

10. The value of the suit for purposes of jurisdiction and Court Fee is Rs.5,922-8-0.

11. The Plaint is signed and verified by the Comptroller to the Government of Mysore whom Government have appointed to do the same.

12. The Plaintiff prays for a Decree against the Defendants for Rs.5,922/8/- and for Court costs and Current Interest from the date of suit up to date of realization of the amount and for such further and
other

(5)

other reliefs as the Court may deem proper.

Bangalore,
.....1934. | Comptroller,
| For The Govt. of Mysore.
| (Plaintiff).

Advocate for Plaintiff.

Verification.

I, the Plaintiff abovenamed, do
hereby declare that what is stated above is
true to the best of my knowledge, informa-
tion and belief.

Comptroller,
For the Govt. of Mysore,
(Plaintiff).

* * *

afpd copy

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. *P 4056* *Encl* Dated, Bangalore, 26th February 1934. *22*

From *The* General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Government Advocate,
B a n g a l o r e.

Sir,

With reference to the correspondence ending with your letter No. 500 dated 9th February 1934 regarding the proposed Civil suit against N.S.Sharma and the Bank of Mysore Ltd, I am directed to forward herewith the - draft plaint duly revised and approved.

Action may be taken early to file the suit and the matter reported to Government.

I have the honor to be,
Sir,
Your most obedient servant,

me

For General Secretary to Govt.

c.n.

Lu

No 74056/Em ^{pley} & en 64-33-8 #173

To 87-26-12/34
The Governor

G. R. S. App. F. G. 3.

GENERAL AND REVENUE

SECRETARIAT.

(Continuation sheet draft form.)

Sir,

With reference to the
Correspondence ending with
your letter no 500 dated
9-2-1934 re the proposed
civil suit - against ^{N.S. Sharma &} the
Bank of Mysore Ltd, I
am directed to forward
herewith the draft plaint
duly revised and approved.

Action may be taken
early to file the ^{suit} ~~plaint~~
+ the matter reported to Govt

----- I have etc

804
26/12

For General Secy

10/12/34

49955
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 10th March 1934.

Law 64-33-6

FROM

A. R. NAGESVARA IYER, Esq., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

GEN 12
To

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

SIR,

300
12/7

With reference to your letter No. P.4056/Law. 64-33-5 dated the 26th February 1934, I have the honor to state that the Civil Suit against N. S. Sharma and the Bank of Mysore, Ltd., - Bangalore, was filed by me in the Subordinate Judge's Court on the 2nd instant and that the same has been registered as Original Suit No. 75 of 1933-34 and posted to the 19th instant, for Notices to Defendants.

I have the honor to be,
Sir,
Your most obedient servant,

A. R. Nageswara Iyer
Government Advocate.

CSN.

13 MAR 1934
NO. 587-5

Submitted - for perusal.

Index program will be carried

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SUBJECT

.....

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	Section
	File No.
	Serial No.
Diary No. of letter replied to	No. <i>Conf</i> / P. 4840.
	To <i>the Police Station at</i>
General and Revenue Secretariat	<i>See, Mr. Dhanwanthi J.</i>
()	<i>I am directed to</i>
the 193	<i>the Bank of Mysore</i>
Date of issue 18.4.34	<i>as well as N.S. Sharma have</i>
Signed by <i>Mr. N.R. Jayarao</i>	<i>applied to the City Magistrate</i>
	<i>Cour. Blue for return of certain</i>
	<i>documents produced by them in</i>
	<i>the Criminal case against N.S. Sharma.</i>
	<i>Since you have now</i>
	<i>filed a Civil Suit (S.S. 75/3334</i>
	<i>on the file of the Sub-Commissioner</i>
List of enclosures	<i>against the Bank of Mysore and</i>
Copied by	<i>N.S. Sharma it may lead to</i>
Examined by <i>See 1934</i>	<i>difficulties of the documents which</i>
	<i>form an important item of evidence</i>

up
are returned to the parties

I am here fore to ~~report~~ ^{suffer}
~~your~~ ^{your} put in an application to
the City magistrate not to return
the documents and but to have
them impounded ^{if needed} under sec 104 Cr.P.C.

Yours Sincerely

18/4/34

To, -

S. S. Dhanwanthi Zgr Erabes B.1

Pr. B.1

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OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,
DISTRICT OFFICE BUILDINGS,

Bangalore....20th..April.....193

Dear Mr. N.R. Jaya Rao,

rec 23/4/34 I am in receipt of your D.O.P.4840 of the 18th instant. I have asked that the documents should not be returned for a few days.

I will discuss the filing of the application with you in person.

Yours sincerely,



5172/376

In reply please refer to
No. 23

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 7th July 1934. 193

FROM

6.172

A. R. NAGESVARA IYER, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

Law 64-33-7.

To

The General Secretary to the Govt.
of H. H. the Maharaja of Mysore,
Bangalore.

SIR,

Early
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I have the honor to forward herewith, for the
information of Government, copies of the written statements
filed by the defendants in O. S. No. 75 of 1933-34 on the
file of the Subordinate Judge, Bangalore. (Government of
Mysore, vs. N. S. Sharma and others).

I have the honor to be,
Sir,
Your most obedient servant,

A. R. Nageswara Iyer
Government Advocate.

In the Court of the Subordinate Judge, Bangalore.

O. S. No. 75 of 33-34.

[illegible]

Under Order 8, Rule 1 of C. P. Code.

The 1st Defendant abovenamed begs to state and
pray as follows:-

1. That this defendant does not admit the entire allegations made in para 2 of the Plaint.

2. That this defendant is not aware of the allegations made in paras 3, 4, 5 and 7 of the Plaint.

3. That this defendant therefore respectfully prays
this Hon'ble Court may be pleased to dismiss the suit as
against him with costs.

Advocate for 1st Defendant.

Defendant.

I, the 1st Defendant abovenamed do hereby declare that what is stated above is true to the best of my knowledge and belief.

Bangalore,

Dated 25-6-34.

Defendant.

me

In the Court of the Subordinate Judge, Bangalor

O. S. No. 75/33-34.

Plaintiff:- Government of Mysore.

vs.

Defendants:-
1. Sharma.
2. Mrs. Sharma.
3. Bank of Mysore.

Under Order 3, Rule 1, C.P.C. the 2nd Defendant veks to state as follows:-

1. It is true that this defendant is the wife of the 1st defendant. The allegation of collusion made in para2 of the plaint is absolutely false and this defendant was not aware of any of the circumstances in which the - cheque was obtained. In fact she was a minor on the date of the transaction referred to therein. And the transactions with the Bank were effected by the 1st defendant merely in the name of the 2nd defendant and hence she has not derived any benefit from the amounts drawn from the Bank.

2. The other allegations in the Plaint in paras 3, 4, 5 and 6 do not concern this defendant. And the allegation that the defendant was a party to the fraud referred to in para 7 of the Plaint is baseless and untrue.

3. The Plaintiffs have no cause of action against this defendant and the suit is liable to be dismissed as against this defendant with costs.

Advocates for 2nd defft.

2nd defendant.

Verification.

Null

2nd defendant.

31

2.

Account in the Bank in her name and to pay her the Balance. Accordingly a sum of Rs.4500/- was placed in Fixed Deposit in her name for 6 months which latter on was further extended by one year and the balance was remitted to her by a pay warrant. Subsequently she was advanced moneys repayable on demand on the security of the Fixed Deposit and the amounts outstanding against her on or about 29-3-1933 were Rs. when after notice to her the proceeds of the Fixed Deposit were - adjusted against the moneys advanced and there is only a balance of Rs.215-7-0 now standing at her credit with this defendant.

5. This defendant is not personally aware of the allegations in para 5 of the Plaint. On 11-3-1933 the Comptroller to the Mysore Government wrote to the Bank - bringing to its notice that a cheque No. 005444 dated 16-2-1932 for Rs.5750/- was issued by the State Huzur Treasury Officer on the Imperial Bank of India was found to have been obtained from the Treasury fraudulently and cashed in this defendant's accounts that a case had been placed in the hands of the - Police, and requesting that the proceeds of the cheque to the extent still with the Bank may be held at his disposal and not paid to anyone. Upon getting this letter this defendant called upon the second defendant to pay up her dues immediately and as she failed to do so, this defendant rightly credited and set off to her loan account, the proceeds of the above Fixed Deposit.

6. It is not true or correct to say that there was any undue haste in this matter or that merely because this defendant thus adjusted the account after being informed that the same had been secured by fraud, was not competent to do so.

The

3.

The question of the Bank's knowledge of any suspicious circumstances at the time of the adjustment is not relevant nor afford any additional rights to the Plaintiff. Far from this defendant in any way having been negligent the negligence in the se matters has been entirely on the part of Government Officers or officers who were concerned in issuing the Pay Order and the Cheque - which the second defendant was able to ~~xxxxx~~ cash thro' this defendant and this defendant has all along acted perfectly bona-fide in accordance with law and usage and in the usual course of business in collecting the amounts on her behalf in dealing with the proceeds to her instructions. Further, this defendant having advanced monies bona-fide and in the usual and regular course of business, against the security of the Fixed Deposit having absolutely no reason to believe that - that the amount in deposit belonged to anybody other - than the depositor, was fully and absolutely within its rights in exercising its undoubted~~ly~~ lien and making the adjustments and allegations to the contrary in para 6 of the Plaint are untenable.

7. This defendant is not liable in the abovesaid circumstances to refund to the Plaintiff Rs.4250/- which was the amount due to the Bank or much less Rs.5750/- being the amount of the Cheque. A notice claiming the same was served upon this defendant on behalf of the Plaintiff as stated in para 7 of the Plaint has - been duly replied to.

8. If the said Srinivasan referred to in para 2 was a fictitious or non-existent person, there could be no effective forging of any endorsement on the said - cheque.

4.

cheque. The second defendant became by the said endorsement and by the delivery of the cheque fully entitled to present it for collection to deal with its proceeds, so far as this defendant is concerned.

9. The Plaintiff is estopped from claiming by putting forward his present pleas and disputing the validity of the cheque as ~~his~~ his duly authorised officers or agents have drawn the pay-order and the cheque and have given room for the 3rd defendant to deal with it to the detriment of others.

10. That the 3rd defendant became a bona-fide and innocent holder in due course and for value of the cheque and for having lent monies on the security of the Fixed Deposit amount, is in the position of a bona-fide holder for value without notice of any rights which the Plaintiff may have or may have had against the said sum and the Plaintiff cannot seek to defeat his just rights, which came into existence in return for valuable consideration at a time when the 3rd defendant had no notice or knowledge of the circumstances referred to in para 2 of the Plaint. In any event, this defendant is not liable for his dealing with the cheque as his action is saved by the protection afforded to Bankers under the Negotiable Instruments Act, the Law Merchant and Commercial usage.

11. That the concerned Officers of Government who drew the Cheque in the office of the Comptroller, i.e., Mr. K. G. Dutt is responsible to make good to Government, the loss, if any, it may have sustained in this matter as it is on account of his gross negligence that the fraud has been committed. , ~~his~~ He is a necessary party to the suit

5.

suit and this defendant prays he may also be impleaded in this case.

12. It is neither in accordance with law nor - equitable that a bona-fide purchaser for value without - notice like this defendant should be attempted to be rendered liable to pay monies of which it has had no benefit and particularly when it has not been, to any the least extent, negligent in the matter and has not departed in any way from the usual course of business current in such matters nor had at the time any knowledge of the alleged circumstances connected with the drawing of the cheque or its endorsements.

13. The Plaint does not disclose any valid cause of action against this defendant. The Plaintiff has - filed the suit with a view to shield his subordinate officers who were grossly negligent and clearly liable to re-imburse the Plaintiff. There is no privity of contract between the Plaintiff and this defendant and the - suit as brought in the present form is not maintainable. The Plaintiff estopped from claiming the amount as the fraud has been caused by the negligence of its own officers.

14. All the allegations in the Plaint contrary to this written statement are false. Therefore this defendant prays that the suit may be dismissed with costs.

Sd/- B. Vasudevamurthi,
Advocate for 3rd Defendant.

For the Bank of Mysore, Ltd.,

Manager.

I, the 3rd defendant abovenamed, declare that the foregoing allegations from paras 1 to 14 are true to the best of my knowledge.

Bangalore,
Dated 14-6-1934.

For the Bank of Mysore, Ltd.,
Manager.

M

In reply please refer to
No. 36

3me. one

262 834
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE, 35

Bangalore, 12th July 1934. 193

FROM

A. R. NAGESVARA IYER, Esq., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

To

*RECEIVED
13/7/34*

The General Secretary to the Govt.
of H. H. the Maha aja of Mysore,
Bangalore.

Sir, *me 13/7*

In continuation of this office letter No. 23, dated the 7th July 1934, I have the honor to forward herewith for your information, a copy of the Reply to be filed on behalf of Government in answer to the Written Statements filed by the Defendants in Original Suit No. 75 of 1933-34 on the file of the Subordinate Judge, Bangalore. (Government of Mysore vs. N. S. Sarma and two others).

I have the honor to be,
Sir,
Your most obedient servant,

A. R. Nageswara Iyer
Government Advocate.
me

H.

24

IN THE COURT OF THE SUBORDINATE JUDGE, BANGALORE.

Original Suit No. 75 of 1933-34.

Plaintiff:- Government of Mysore.

VS.

Defendants:- N.S.Sharma and others.

PLAINTIFF'S REPLY.

1. The allegations in the statement of defendants 1 and 2 are not true and the contentions raised therein are not tenable.

2. The Plaintiff is not aware of the definite age of the 2nd Defendant and the ~~circumstances~~ ^{age} the age of the 2nd Defendant as given by the third Defendant.

REPLY TO THE 3rd DEFENDANT'S STATEMENT.

1. The allegations in para 2 of the Written Statement are not true.

2. The allegations in para 5 are not also true and do not represent the circumstances correctly, and the contentions raised in paras 7 & 8 are not tenable.

3. The question of estoppel does not arise in the case and it is not also mentioned by this defendant how the plaintiff is estopped in the matter.

53

(2)

4. The allegations in para 10 are not true.

5. The reference to Mr. K. G. Dutt, is --
irrelevant for purposes of this case and he is
not a necessary party to the suit.

6. The allegations in paras 12 and 13 are
not true and the contentions raised therein are
not tenable.

7. The other allegations in the written
statement not expressly admitted in this reply
and inconsistent with those in the Plaint are
not true and the allegations in the Plaint are
all true and correct.

Bangalore.
24 July 1934.

Comptroller,
For the Govt. of Mysore,
(Plaintiff).

Advocate for Plaintiff.

Verification.

I, the Plaintiff abovenamed, declare
that what is stated above is true to the best
of my knowledge, information and belief.

Comptroller,
For the Govt. of Mysore.
(Plaintiff).

mls

In reply please refer to
No. 292

1811/234
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE, 38

Bangalore, 24th September 1934.

FROM

A. R. NAGESVARA IYER, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

TO

The Comptroller,
Mysore Government, BANGALORE.

SIR,

Re: Original Suit No. 75 of 1933-34 on the file
of the Subordinate Judge, Bangalore.
(Govt. of Mysore VS. M.S. Sarma & 2 others).

I have the honor to state that the above case stands
---ed for evidence to the 5th November 1934, and we have been
asked to produce in Court, before the end of this month all the -
documents which we wish to put in as Exhibits, in support of the
case for Government. I therefore request that all such documents
may be kindly arranged to be sent to me early, in charge of a Clerk
of your Office, together with a list of witnesses whom you desire
we should examine on behalf of Government.

I have the honor to be,
Sir,
Your most obedient servant,

(Sd) A. R. NAGESVARA IYER.
Government Advocate.

GENERAL SECRETARY
25 SEP. 1934

CSN/1.

Memo No. 293

Dated, Bangalore 24th September 1934.

Copy of the above is forwarded, with compliments, to the
General Secretary to Government, for information.

Sub: for perusal.
Main file is sent to author.
CSN. 25/9

M. Nageswara Iyer
Government Advocate.

In reply please refer to
No. 911

657-2834
P 834

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 20th May 1935.

From

The Government Advocate
in Mysore, BANGALORE.

To

The General Secretary to the Govt.
of H.H. The Maharaja of Mysore,
BANGALORE.

RECEIVED
20 MAY 1935
Sir,

Original Suit No. 75 of 1933-34 on the file
of the Subordinate Judge, Bangalore.
(Government of Mysore VS. N. S. Sarma
and others).

Case as the
A to send
copies of the
depositions in this
case for
7/5-
21/5-

I have the honor to state that the above case
came on for hearing on 18-5-1935 and two witnesses viz.,
Mr. Y. Subramanyam, Assistant Comptroller, and Mr. Venkata
Rao, were examined on behalf of Government. The case -
stands adjourned to the 15th June 1935 for further evidence.

I have the honor to be,
Sir,
Your most obedient servant,

V. S. Subramanyam
Government Advocate.

CSN/1.

Dfz sub? for app?
21/5
Isome
21/5

TYPING SECTION
22 MAY 1935
SECT.

Sus A
27/5

Issued no. P. 643 d 25.5.35

40

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. *Pb 443*

Dated, Bangalore, *24th May* 1935.

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Government Advocate,
Bangalore.

Sir,

O.S.75/33-34 on the file of the Subordinate
Judge Bangalore.
(Government of Mysore Vs R.S.Sharma)

With reference to your letter No.911 dated 20th May 1935 intimating that the above case stands adjourned to 15th June 1935 for further evidence, I am directed to request that copies of depositions in the case may kindly be obtained and sent for information of Government.

I have the honor to be,
Sir,
Your most obedient servant,

me

For General Secretary to Govt.

T.D.

SUBJECT

Section

File No.

Serial No.

Diary No. of letter replied to

No. 76443
To

General and Revenue Secretariat

()
the 193

The Gov. Ad

O.S. 70/3320 in re. file of re

Sub-Judge Alme

(Govt of M. vs M.S. Sharma)

Date of issue 25-5-35

Sir,

Signed by M. N. R. / 1/12

With reference to your

letter no. 911 d 20.5.35 intimating

that the above case stands adjourned

to 15.6.35 for further evidence. I

am directed to request you ~~to~~

Copies of depositions in the case

may kindly be obtained and sent

for information of Govt. ~~for time~~

List of enclosures

Copied by P. Davis

~~to time~~

Examined by

one ms I have enc
In Govt Secy
185
ms

In reply please refer to
No. 977

7076
P.

42
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 10th June 1935.

Exe. one

Immediate

Law 64-33 8

From

A. R. Nagesvara Iyer, Esq., B.A., B.L.,
Government Advocate in Mysore,
Bangalore.

To

The General Secretary to the Govt.
of H. H. the Maharaja of Mysore,
Bangalore.

Sir,

Re: O. S. No. 75 of 1933-34 on the file of the
Subordinate Judge, Bangalore, (Govt. of
Mysore, vs. N. S. Sarma and others).

7C.D. }
In continuation of this office letter No. 911, dated
the 20th May 1935, on the above subject, I have the honor
to forward herewith, for the information of Government, a
copy of the letter dated the 8th instant, received from -
Mr. B. Vasudevamurthi, B.A., LL.B., Advocate, Bangalore -
City, suggesting a settlement of the suit out of court, and
to request that I may be kindly favoured with an immediate
reply in the matter, as the case is posted to the 15th ins-
tant for further evidence.

I have the honor to be,
Sir,
Your most obedient servant,

A. R. Nagesvara Iyer
Government Advocate.

H.

Copy of letter dated the 8th June 1935, received from Mr. B. Vasudeva Murthi, B.A., LL.B., Advocate, Bangalore - City; to the Government Advocate, Bangalore. 100 100

"WITHOUT PREJUDICE".

My dear Mr. Nageshwaraier,
Re: O. S. 75 of 33-34, Sub-Court,
Govt. of Mysore, vs. The Bank of Mysore, Ltd., and
others.

As I have mentioned to you personally, I feel that it is both equitable and in the interests of the parties - concerned, the Government of Mysore, and the Bank of Mysore, that we might try and see if the dispute in the above suit cannot be amicably settled in some way. As you are aware, out of the cheque amount of Rs.5,750/- now in question a sum of Rs.1,250/- has been actually paid over to Mrs. Padmanamma and Rs.4,500/- was kept as a fixed Deposit in the Bank and subsequently monies were advanced on its security and after adjusting the amount payable by her against the amounts standing in her name as above, there is left only a balance of Rs.215-7-0 with the Bank. Apart from the legal defences open to the Bank, you will kindly realise that the Bank has been an absolutely innocent party in this matter and if the Government has been victimised by Mr. Sharma, the Bank has been equally misled by his wife. The initial negligence which has given rise to all this trouble has been on the part of a responsible Officer of the Government and the Bank could, prima facie, have had no suspicion that there was anything amiss when they received the Cheque. A dispute of this nature/between the Government and a premier State Bank which conducts so much of the Government's work is to my mind not very desirable and if you think that you can advise the Government to see their way to come to some reasonable settlement in this matter, I can also advise the Bank to do so.

If

2.

If you can kindly ascertain the views of Government in this matter, I will also speak with the authorities of the Bank and we can see if there is any way for a reasonable settlement of the dispute. You may remember that the case is posted to the 15th instant for trial and we may try to do something in the meanwhile".

William L. ...
Government Advocate.

H.

D. O. No.

P 7221

GENERAL AND REVENUE SECRETARIAT,

48

Bangalore, Dated, 28th June 1935.

29

O.S.75/33-34 on the file of the Sub Court
Bangalore.

(Government -VS- N.S.Sharma & others.)

Dear Mr. Nageswara Iyer,

With reference to your letter No.977
dated 10.6.1935, re: the settlement of the above
Suit out of Court, I am to say that the Second
Member of Council likes to discuss the matter
with you.

Yours sincerely,

nm

A.R. Nageswara Iyer, Esq., B.A., B.L.,
Government Advocate, Bangalore.

K.M.R.2.

	Section
	File No.
	Serial No.

No. *P 1221*

O.S. 75/3324 in the file of the
Sub-ec. Stone
(Sur is a.s. Slama +
Bandy)

Dear Mr. Nagaswami,

with reference to

Yves leves no. 977 d 10.6.35

29/6/35

rel: the settlements of the above firms
out of Court. I am to ~~request~~ ^{say}

by Ing N. R. / R

~~you to meet~~ ^{that} Second Member
of Council ~~who~~ likes to discuss
matter
the case with you.

Yours sincerely

76

by ~~James~~ 2/16/31

- AR nage, van gr en Da, de,
- gr AD.

152576

Immediate & Confidential.

GENERAL AND REVENUE SECRETARIAT

D. O. No. P 122

Dated, Bangalore, 5th July 1935.

Dear Mr. Nageswara Iyer,

With reference to your letter No.977 dated 10th June 1935 forwarding a copy of Mr.B.Vasudevamurti's letter suggesting the settlement out of Court of O.S.75 of 33-34 on the file of the Subordinate Judge, Bangalor (Government Vs Bank of Mysore etc.,), I am directed to say that in view of all the circumstances of the case, Government are willing to compromise the case so far as the Bank of Mysore is concerned, if a sum of Rs.2,500/- is paid by the Bank. The case as against the other defendants has to be proceeded with.

Yours sincerely,

me

A.R. Nagesvara Iyer, Esq., B.A., B.L.,
Government Advocate in Mysore, Bangalore.

SUBJECT

.....

.....

Section *Law*

File No. *68433*

Serial No. *9*

No. *P.122*
Immediate & Conf

Diary No. of letter replied to

To

Dear Mr. Nageswara Iyer,

With reference to your

letter no: 977 dated 10th June 1935

forwarding a copy of Mr. B.

Vasudevaramurti's letter suggesting

the settlement out of court of

O.S. 75 of 33-34 in the file of

the Subordinate Judge, Bangalore

(Govt vs Bank of Mysore etc); I

am directed to say that in view

of all the circumstances of the

case, Govt are willing to compromise

the case so far as the Bank of Mysore

is concerned, if a sum of Rs 2500/-

is paid by the Bank. The case

as against the other defendants

has to be proceeded with

Yours sincerely

General and Revenue Secretaria

()

the 193 .

Date of issue.....*5/7/35*

Signed by.....*[Signature]*

List of enclosures.....

Copied by.....

Examined by.....

me
FT
LTm
Gen Sec

~~On receiving formal proposals
in the matter,~~

756/2289
Mr. A. R. NAGESVARA IYER, B.A., B.L.,
Government Advocate.

D. O. No. 45
We are

RECEIVED

397/35
p 835
49
GOVERNMENT ADVOCATE'S CHAMBERS,
PUBLIC OFFICES.

Bangalore, 16th July.....1935.

IMMEDIATE
& CONFIDENTIAL.

Law 64-33-10

Dear Sir,

Re: Original Suit No.75 of 1933-34
on the file of the Subordinate Judge,
Bangalore. (Government of Mysore vs.
The Bank of Mysore Ltd., & others).

4m
16/7/35
7m
Law
Not
one
16/7
With reference to your D.O. letter No.P.122/Law.
64-33 dated the 5th July 1935 on the above subject, I am
enclosing herewith, for the information of Government, a
copy of the letter dated this day, received from Mr. B.
Vasudeva Murthi, Advocate, intimating that the Bank of
Mysore is agreeable to pay the amount of Rs.2,500/- to
Government in full settlement of their claim against the
Bank in the above ~~an~~ suit.

2. The case stands posted for hearing to the 20th
instant.

yours sincerely,

M. Nagaswami

H.V. Ramaswami, Esq., M.A., B.L.,
General Secretary to Government,
BANGALORE.

Copy of the letter dated the 16th July 1935 from
B. Vasudeva Murthy, Esq., B.A., LL.B., Advocate, Chickpet,
Bangalore City, to A.R.Nagesvara Iyer, Esq., B.A., B.L.,
Government Advocate, Bangalore.

" WITHOUT PREJUDICE".

"Re: O. S. No.75 of 33-34, Sub Court. Govt. of
Mysore, Vs. Bank of Mysore, Ltd.,"

"The Bank is agreeable to pay the amount of --
Rs.2500/- to Government in full settlement of their
claim against the Bank in the above suit. I will -
arrange for the payment of the amount after hearing
from you, when we can report the settlement to Court
and you may withdraw the suit as against the Bank."

A. Maggwan
Government Advocate.

CSN/16.7.35

51

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Government Order No. P.2501-02/Law 64-33-3 dated 28th November 1933 according sanction to file a Civil Suit against the Bank of Mysore Ltd., N.S. Sharma and another for recovery of Rs.5750/- with interest due on account of the alleged wrongful collection of the proceeds of a -- Crossed cheque dated 16th March 1932 obtained ~~from~~ by Mr. Sharma fraudulently from the State Huzur Treasury Office.

2. Correspondence ending with D.O.No. 45 dated 16th July 1935 from the Government Advocate forwarding a copy of the letter from Mr. B. Vasudeva Murthy, Advocate for the Bank of Mysore intimating that the Bank of Mysore is agreeable to pay a sum of Rs.2500/- to Government in full settlement of their claim against the Bank in the marginally noted suit.

ORDER No. *P 407 - 08 Law 64-33-11*

Dated Bangalore the, 18th July 1935.

Government are advised that this is a fit case for compromise so far as the claim against the Bank of Mysore is concerned and are accordingly pleased to accept the offer made by the Bank of Mysore to pay Rs. 2500/- in full settlement of their claims against the ~~Bank~~ Bank in the above suit. The suit against the other defendants has to be proceeded with. The Government Advocate is requested to take further action accordingly.

myprolao

For General Secretary to Government

To

The Government Advocate, Bangalore.

The Comptroller to Government.

SUBJECT.....

Diary. No of letter replied to

Section *Law*File No. *64.33*Serial No. *11*

General and Revenue Secretariat

()
the 193Proceedings of the Government of
His Highness the Maharaja of Mysore.Date of issue *18/7/1935* Read—*S.O. no P. 2501-02 Law*

Signed by

*Mr N. R. / R**64-33-3 d 28th June 1935 according**sanction to file a Court case
against the Bank of Mysore Ltd,
& another
and M.S. Shanna for recovery of*

May this be—

- (i) printed ?
- (ii) treated as a standing order ?
- (iii) published in the Gazette,
English Part ?
- (iv) translated ?
- (v) placed at the disposal of the press ?
- (vi) published in the Gazette,
Kannada Part ?

*R. 5750 with interest due on account
The alleged wrongful collection of the proceeds of
of a Crossed Cheque dated 16th**Order thereon: No. March 1932 drawn
obtained by Mr. Shanna fraudulently
from the State Treasury officer
the Imperial Bank of India, etc.**the proceeds of state was wrongfully
collected by the Bank of Mysore for
Mrs. Padmanama wife of M.S.
Shanna*

2. Correspondence ending

with S 3
D.O. no. 45 d. 16.7.35

from the Govt. Advocate forwards

a copy of the letter from Mr. B. Vasudeva Murthy, Advocate for the Bank of Mysore intimating

that the Bank of Mysore is agreeable to pay the ^{a sum} amount of Rs. 2500/- to you in full settlement of their claim against the Bank in the marginally noted suit

order: - No P 407-08

05.75/3334 on the file of the Sub Judge. A
(Sum of Rs. 2500/- Bank of Mysore)

You are advised that this is a fit case for compromise so far as the claim against the Bank of Mysore is concerned and the Govt. Advocate is pleased to accept the offer of Rs. 2500/- made by the Bank of Mysore to ^{pay} settle Rs. 2500/- in full settlement of their claims against the Bank of Mysore in the above suit. The Govt. Advocate is requested to report to the Court on the next date of hearing. The case against the other defendants

The suit against the other defendants has to be proceeded with

List of Enclosure

The Govt Advocate is requested to take further action accordingly

Copied by

Examined by

1/11/35

G. R. S. App. F. G. 3.

GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

MS. Shama has to be
proceeding in.

Gen Secy
TSD
17/10

To,

1) De. Gen. Ad

2) Comptroller to Gen

Copys to subm.

Mr. A. R. NAGESVARA IYER, B.A., B.L.,
Government Advocate.

GOVERNMENT ADVOCATE'S CHAMBERS,
PUBLIC OFFICES,

D. O. No. 54 / Enc. One Cheque
No. C.304986, dated
18-7-1935, for Rs.2,500/- only
on the Bank of Mysore, Ltd.

Bangalore, 18th July 1935.

Law 64-33-12

Dear Sir,

Re: Original Suit No. 75 of 1933-34 on the file
of the Subordinate Judge, Bangalore. (Govt.
of Mysore, vs. The Bank of Mysore, Limited.,
and others).

In continuation of my D. O. letter No. 45, dated -
the 16th July 1935, on the above subject, I have here-
with enclosed the Cheque for Rs.2,500/-, given to me by
Mr. B. Vasudeva Murthi, Advocate, on behalf of the Bank
of Mysore, in satisfaction of the claim of Government -
against the Bank, according to your letter No. P.122/Law
64-33, dated the 5th July 1935.

2. As you are aware, the case comes on for hear-
ing on the 20th instant. May I, therefore, request you
to kindly let me know immediately, if I may withdraw the
case against the Bank and proceed further only against -
the other defendants.

3. The receipt of the Cheque may be kindly acknow-
ledged.

Yours sincerely,

H. V. Ramaswami

H. V. Ramaswami, Esq., M.A., B.L.,
General Secretary to Government,
Bangalore.

18.7.35
Enc. 1 Cheque
AS 4.
18/7

56

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No.

P-437

From

Law-64-33-13

Dated, Bangalore, 19th July 1935.

The General Secretary to the Government of His Highness
the Maharaja of Mysore.

To

The Comptroller to Government,
Bangalore.

Sir,

In continuation of the Government Order No. P.407-08/Law 64-33-11 dated 18th July 1935 accepting the offer made by the Bank of Mysore Ltd. to pay Rs. 2500/- in full settlement of their claims against the Bank in the marginally noted suit, I am directed to forward herewith

O.S.75/33-34 on the file of the
Sub Judge, Bangalore.
(Government of Mysore Vs. Bank of Mysore
Ltd. and others)

duly endorsed a
cheque No. C.304986
for Rs. 2500/- and

to request that necessary action may kindly be taken to have the realisation credited to the proper head of account.

Receipt of the cheque may kindly be acknowledged.

I have the honor to be,

Sir,

Your most obedient servant,

Sd/- H.V. Ramaswami.

For General Secretary to Govt.

c.n.-3

Memo No.

438

Copy of the above is forwarded to the Government
Advocate, Bangalore.

By Order,

[Signature]

For General Secretary to Govt.

750

SUBJECT

1 Kindly give at once
87 + 1/2
money
19/7/35

Section Law

File No. 6433

Serial No. 13

No.

P-437/501, cheque

To

The Comptroller to Govt.

Sir,

General and Revenue Secretariat

()
the 193

In Continuation

Date of issue

19/7/35

Signed by

Mr. N. A. / R

Rs. 75 1/2 on the file of

the Bank - Dodge & Co.

(for 1/2 of 1/2 in Bank of Mys.)
and others)

the offer made by the Bank of Mys.
to pay Rs. 2500/- in full settle-
ment of the claims against the
Bank in the 'Magical' used since

I am directed to forward herewith
and endorsed
a cheque No. C. 304986 for

List of enclosures

Rs. 2500/- and to request the

Copied by

19/7

necessary action may kindly be taken
to have the realisation credited
to the proper head of account

Examined by

Receipt of the cheque may kindly be

acknowledged

No P438

19/7/35
I have enc
for 1/2 of 1/2 in Bank of Mys.
and others
1899

4-33-13 512
State Loan... DEPARTMENT.

OFFICE OF THE COMPTROLLER, MYSORE GOVERNMENT.

397/24
Dated Bangalore, ... 1.9.7.1935.

No. A. U. R. 168/SL.
UR 169/SL.

Law 65-35-16

To

The... General Secretary,

GENERAL SECRETARY to Government of
Mysore General

22 JULY 1935
Sir, Revenue Secretariat

Bangalore.

I have the honor to acknowledge the receipt of the
following received with your letter No. P. 437 19.7.35
dated

i) One cheque for RS 2,500/-

on Mysore Bank.

ii) One cheque for RS 200/-

I have the honor to be,

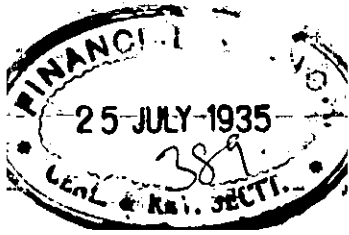
Sir,

Your most obedient servant,

O. Lakshminarasimhaiah

Asst. Comptroller

58



To, . . .

----- In (sic) you fairness of putting up the
file relating to the Court since you up as Bank
of N.Y. & AS: Shana, sent on 2/1/85

TSO
sup

In reply please refer to
No.....

562-235-
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 24th July 1935.

GENERAL SEC. From
25 JULY 1935
To

The Government Advocate
in Mysore, BANGALORE.

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

Sir,

Re: Original Suit No. 75 of 1933-34 on the
file of the Subordinate Judge, Bangalore.
(Government of Mysore VS. N.S.Sarma and
another & the Bank of Mysore, Ltd.,).

I have the honor to state that the above case came
on for hearing on Saturday the 20th instant, when it was --
represented that the case against the Bank would be withdrawn
and the case against the other Defendants was proceeded with.
The marginally noted four witnesses were examined on that day
----- and the case
(1) Mr. M.Srinivasa Rao, Cashier, S.L.Section.
(2) Mr. Ramiah, Hd. Acctt. S.H.Treasury. now stands
(3) Mr. Narayanaswamier, Typist. adjourned to
(4) Mr. Lakshminarasimhaiya, Superintendent, the 31st July
Comptroller's Office.

1935 for further hearing.

I have the honor to be,
Sir,
Your most obedient servant,

M. Narayanaswamier
Government Advocate.

CSN.

In reply please refer to
No. 17/8

1055 735
P 60
OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore,.....16th.....August.....1935.

From

The Government Advocate
in Mysore, BANGALORE.

GENERAL SECRETARY TO
16 AUG 1935
17/8

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

Sir, 17/8

Re: Original Suit No. 75 of 1933-34 on the
file of the Subordinate Judge, Banga-
lore. (Government of Mysore VS. N.S.
Sarma and others).

In continuation of my letter No.84 dated the 24th
July 1935, on the above subject, I have the honor to state
that the marginally noted witnesses were examined on the -

31-7-1935 - Padmamma, (the 2nd Defdt.) and her father.	respective -
7-8-1935 - Mr. Sundararaj of the Loans Deptt. of the Bank of Mysore.	dates noted
13-8-1935 - N.S.Sarma, (the 1st Defdt.)	against them,
	and the case

now stands posted for arguments to the 21st August 1935.

I have the honor to be,
Sir,
Your most obedient servant,

M. K. S. S. S. S.
Government Advocate.

CSN.

Submitted for perusal

TSD
20/8

(Signature)

20/8/35
21/8
22/8

20 AUG 1935
1295

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

61

No.

73006

Dated, Bangalore, 4th November 1935

5

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Government Advocate in Mysore,
Bangalore.

Sir,

O.S.75/33-74 on the file of the Sub Judge, Bangalore
(Government of Mysore VS.N.S.Sharma & others)

With reference to your letter No.303 dated 26th
September 1935 intimating that the above case has been
decreed with costs, I am directed to request that a copy
of the Judgment and Decree may kindly be obtained and sent
for information of Government.

I have the honour to be,

Sir,

Your most obedient servant,

me

For General Secretary to Government.

TSD

mk.

.....

No. *P-3006/-*

He - S. Ad.

-0.5-75/-334 on the file of
the sub-judge there
(Fair of the N.S. Slaves
does

the 193

5711/35

Im H. A. 12

Ser,

with reference to

Your letter no. 303 d. 26.9.35

intentionally was the above case has

been ~~decreased~~ ^{decreased} in cost. I am

directed to request was a C₀/3 2

we judge, ^{and these} may kindly be obtained

and pens - for information of you

I have etc

Copied by

Vol 2 / 8/11/05

Examined by

one 1/4 in. Gen. Sec. 30 7u

4114/35
P. 63

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

Bangalore, 20th November 1935.

1-27

Law 64,33-16

In reply please refer to
No. 4114/35

Handwritten notes and signatures at top left.

From

The Government Advocate
in Mysore, BANGALORE.

To

The General Secretary to the Govt.
of H. H. The Maharaja of Mysore,
BANGALORE.

GENERAL
22 Nov 35
Handwritten initials and marks.

Handwritten signature Sir,

Handwritten initials 'me' and '3/11'.

In continuation of my letter No.313 dated
26-9-1935, I have the honor to forward herewith, for
the information of Government, a copy of the Judgment
and Decree passed in Original Suit No.75 of 1933-34
on the file of the Subordinate Judge, Bangalore,
(Government of Mysore VS. N.S.Sarma and others).

I have the honor to be,
Sir,
Your most obedient servant,

Handwritten signature
Government Advocate.

CSN.

64

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 7th December 1935.

No. P 3746 - Inc 25 sheets
Law 64-33-17
From

The *General Secretary to the Government of His Highness
the Maharaja of Mysore.*

To

The Comptroller to the Government of Mysore,
Bangalore.

Sir,

O.S. 75/33-34 on the file of the Sub-Judge, Bangalore.
(Government Vs. N.S. Sharma & Others).

With reference to the correspondence ending with the Government Order No.P.407-84 Law 64-33-11, dated 18th July 1935, I am directed to forward herewith certified copies of Judgement and decree passed in the above case, and to request that necessary further action to recover the amount due to Government under the decree, may kindly be taken early in consultation with the Public Prosecutor, Bangalore.

I have the honour to be,

Sir,

Your most obedient servant,

Sd. M. Venkatesa Iyengar.
General Secretary to Government.

Aga/3.

Memo No. P 3747 Dated, Bangalore the 7th December 1935.

Copy of the above is forwarded with compliments to the Public Prosecutor, Bangalore, for information.

By Order,

me
For General Secretary to Government

TS

Diary No. of letter replied to.....

()

the 193

Date of issue.....9-72-35

Signed by W. N. R. - J. R.

List of enclosures.....

Copied by

Examined by.....

Serial No. / 7

P 3746 Incls. 25 sheets.

To The Comptroller to Gov.

S. n. _____

O.S. 75/3346 on the file of
the Sub-Judge. Below
(— Sare vs ^{N. S. Sharma vs} ~~Prasanna~~ ^{Prasanna} —)

Scary,

With reference to the
Correspondence ending with no. 3.
no. 1.407 of Law 6433-11 d 18.7.35,
I am directed to forward herewith
Certified copies of judgments and
decrees passed in the above case, and
to request the necessary further action
to release the ^{amount} ~~costs~~ due to you under
the decree may kindly be taken early
in consultation with the Bar. Office.
I have etc

WD 03801—GPB—30,000—23-9-35

me
134 P 3747 of 9-12-35 - 2/12 in full seed
Cops to see app. value for mfg. 150 y.